
MINUTES OF REGULAR SESSION – November 22, 2021

ROOM 03 – TOWN HALL

4:30 PM

PRESENT: Chairman Michael K. Walsh and Select Board members Thomas J. O’Loughlin and Paul A. Mazzuchelli and Town Administrator Richard A. Villani.

1. Mr. O’Loughlin moved, seconded by Mr. Mazzuchelli: To sign the warrant, UNANIMOUS.
2. Mr. O’Loughlin moved, seconded by Mr. Mazzuchelli: To approve the Regular Session Minutes of November 15, 2021 as submitted. UNANIMOUS.
3. Invitation to Speak – NONE.
4. Town Treasurer Chris Pilla, Finance Director, Zach Taylor and Attorney Gerry Moody were present to discuss Long-Term Borrowing for the acquisition of the Milford Water Company. Mr. Pilla informed the Board the Town received ten (10) bids and recommended the Board vote to accept the bid of BofA Securities, Inc. at the price of \$81,936,085.97 with a thirty (30) year term. The Bond Premium will be \$5 million and the amount of \$4.5 million will remain after payment of Bond costs. The Town will save \$13.1 million in interest payments with the thirty (30) year term instead of a forty (40) year term. Mr. O’Loughlin moved seconded by Mr. Mazzuchelli: That the sale of the \$77,175,000 General Obligation Water Bonds of the Town dated December 1, 2021 (the “Bonds”), to BofA Securities, Inc. at the price of \$81,936,084.97 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on December 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2022	\$1,650,000	5.000%	2034	\$ 2,650,000	2.000%
2023	1,750,000	5.000	2035	2,750,000	2.000
2024	1,850,000	5.000	2036	2,700,000	2.000
2025	1,900,000	5.000	2037	3,000,000	2.000
2026	1,900,000	5.000	2038	3,000,000	2.000

2027	2,150,000	5.000	2039	3,000,000	2.000
2028	2,225,000	5.000	2040	3,000,000	2.000
2029	2,300,000	5.000	2041	3,000,000	2.000
2030	2,500,000	5.000	2044	8,600,000	2.250
2031	2,500,000	5.000	2048	11,200,000	2.125
2032	2,550,000	4.000	2051	8,350,000	2.500
2033	2,650,000	4.000			

Further Voted: that the Bonds maturing on December 1, 2044, December 1, 2048 and December 1, 2051 (each a "Term Bond") shall be subject to mandatory redemption or mature as follows:

Term Bond due December 1, 2044

<u>Year</u>	<u>Amount</u>
2042	\$3,000,000
2043	2,800,000
2044*	2,800,000

*Final Maturity

Term Bond due December 1, 2048

<u>Year</u>	<u>Amount</u>
2045	\$2,800,000
2046	2,800,000
2047	2,800,000
2048*	2,800,000

*Final Maturity

Term Bond due December 1, 2051

<u>Year</u>	<u>Amount</u>
2049	\$2,800,000
2050	2,800,000
2051*	2,750,000

*Final Maturity

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated November 9, 2021, and a final Official Statement dated November 17, 2021 (the "Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Voted: that the Town Treasurer and the Select Board be, and hereby are, authorized to execute and deliver a continuing disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds, as applicable, for the benefit of the holders of the Bonds from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and to comply with relevant securities laws.

Further Voted: that any certificates or documents relating to the Bonds (collectively, the "Documents"), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a ".pdf" file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Further Voted: that each member of the Select Board, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Bonds were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended. UNANIMOUS.

5. Town Administrator Rick Villani recommend the awarding of a contract to RH White Construction & Service Solutions for the Emergency & Non-Emergency Repair Service On-Call Mechanical and Facilities Repair for the Milford Water System. Mr. O'Loughlin moved, seconded by Mr. Mazzuchelli: To award the contract to RH White Construction & Service

Solutions for the Emergency & Non-Emergency Repair Service On-Call Mechanical and Facilities Repair for the Milford Water System. UNANIMOUS.

6. Attorney Jed Nosal was present via Zoom to discuss the upcoming closing for the purchase of the Milford Water Company. He also requested the Board grant authority to the Town Administrator and Treasurer to negotiate the terms of, and execute and deliver all documents related to or required or related to the purchase of the assets of the Milford Water Company. He advised the Board that the closing is scheduled for December 3, 2021. Mr. O'Loughlin moved, seconded by Mr. Mazzuchelli: That Town Administrator, Richard A. Villani and Town Treasurer, Christopher C. Pilla each individually are hereby authorized to negotiate the terms of, and execute and deliver all documents, certificates, agreements or other instruments related to or required by the Town of Milford's purchase of the assets of the Milford Water Company pursuant to the terms set forth in the November 8, 2021 Asset Purchase Agreement (the "Ancillary Documents"); provided further that Mr. Villani and Mr. Pilla are each individually hereby authorized to make such changes to the Ancillary Documents as each deems necessary, appropriate or desirable to carry out the purchase of the assets of the Milford Water Company as approved by the Select Board and Town Meeting on August 2, 2021 and to do all other acts or deeds as are or as are deemed by such person to be necessary, appropriate, or desirable to effectuate the intent of the Select Board and Town Meeting on August 2, 2021. UNANIMOUS.
7. Human Resources Director, Kristin Melpignano, was present to review revised Job Descriptions for the Systems Administrator, Treasurer, Police Chief, Police Lieutenant and Town Engineer with the Board. Mr. O'Loughlin moved, seconded by Mr. Mazzuchelli: To approve the Job Descriptions as submitted by the Human Resources Director. UNANIMOUS.
8. Human Resources Director, Kristin Melpignano, was present to discuss a request for extension of leave by employee Shannon Sanches. The Board decided to review this matter in Executive Session.
9. **TOWN ADMINISTRATOR REPORT – November 22, 2021**
 - A. Milford Auxiliary Police Officers Food Drive – I want to congratulate and thank the Milford Auxiliary Police Officers for their tremendous efforts in raising monies and food donations for the Food Pantry. They raised over \$4,800.00 in cash and gift card donations. In addition, they received over 2,500 pounds in food donations. Thank you also to the Big Y and Stop & Shop and Bob and Debbie Weishorn from the Food Pantry

for their help in organizing this event. Also, thank you to every person who donated to this most worthy cause.

- B. National Grid – I have been informed by Tree Warden, Chuck Reneau, that National Grid lines. Their contractors will be trimming on selected circuits and not on every street in Town.
- C. Earmark for Milford Youth Center – I am pleased to report that thanks to the efforts of State Representative Brian Murray, the Town received an Earmark in the amount of \$50,000.00 to be used by the Youth Center. I want to thank Representative Murray for his hard work in securing this Earmark for the Town.
- D. Public Safety Alert - Massachusetts Residents Encouraged to Plan Ahead for the Shutdown of 3G Cellular Networks. The federal government and cellular providers have announced that older phones and devices will lose call and data functions, including the ability to contact 911. The Executive Office of Public Safety and Security (EOPSS) is supporting efforts by carriers and the federal government to raise awareness about plans by major cellular providers to phase out 3G coverage beginning in early 2022. Residents and businesses who rely on older technology should plan for the potential loss of cell and data functions, specifically 911 service availability. Mobile carriers are retiring 3G technology to add bandwidth for faster and more reliable network services, such as 5G. The decommissioning effort is underway, and 3G coverage is already being phased out as the final sunset dates approach. Recently, the Federal Communications Commission (FCC) issued an alert to consumers, detailing the various timelines provided by mobile carriers to complete the shutdown: AT&T will retire 3G service in February 2022. T-Mobile Sprint will finalize 3G shutdown on March 31, 2022. Verizon will sunset 3G by the end of 2022.

- 10.** The Board reviewed an Application by the St. Mary of the Assumption Parish for a one day All Alcohol Liquor License for their Christmas Gala fundraiser to be held on Saturday, December 4, 2021 from 5:00 PM to 10:30 PM at the St. Mary of the Assumption Parish Hall on Winter Street in Milford. 14. Mr. O'Loughlin moved, seconded by Mr. Mazzuchelli: To approve the One Day License with revised hours of from 4:00 PM to 11:30 PM.
UNANIMOUS.

- 11.** Mr. Walsh thanked Senior Center Director Sue Clark and her staff who handed out turkey dinners for Thanksgiving and he also said thanked the organizers of the MHS Hall of Fame Banquet.

- 12.** Mr. O'Loughlin congratulated the 11 and 12 year old Milford cheerleaders for winning the Regional cheerleading competition and will be attending the finals competition in Florida.

13. INFORMATIONAL CORRESPONDENCE – NONE.

14. Mr. O’Loughlin moved, seconded by Mr. Mazzuchelli: To adjourn the Select Board meeting at 5:03 PM, UNANIMOUS. ROLL CALL VOTE: Selectmen Michael K. Walsh, Thomas J. O’Loughlin and Paul A. Mazzuchelli all vote in the affirmative to go into Executive Session to meet with Town Counsel, re: Police Union Contract Negotiations. Mr. O’Loughlin recused himself from the negotiations as his son is a Police Officer.

Richard A. Villani
Minutes Recorder

Michael K. Walsh, Chairman

Thomas J. O’Loughlin

Paul A. Mazzuchelli